

1 MICHAEL J. STEINER (State Bar No. 112079)
mjs@severson.com

2 ALEX C. SEARS (State Bar No. 232491)
acs@severson.com

3 SEVERSON & WERSON
A Professional Corporation
4 One Embarcadero Center, Suite 2600
San Francisco, California 94111
5 Telephone: (415) 398-3344
Facsimile: (415) 956-0439

6 Attorneys for Defendant
7 WELLS FARGO BANK, N.A.

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA — SAN FRANCISCO DIVISION

10
11 GUSTAVO REYES and MARIA TERESA
GUERRERO, husband and wife, individually
12 and on behalf of others similarly situated,

13 Plaintiffs,

14 vs.

15 WELLS FARGO BANK, N.A., a national
bank; and DOES 1-100, inclusive,

16 Defendants.
17

Case No. 3:10-cv-01667-JCS

**STIPULATION AND ~~PROPOSED~~
ORDER FOR EXTENSION OF TIME TO
FILE MOTION FOR PRELIMINARY
SETTLEMENT APPROVAL**

RECITALS

WHEREAS:

1. On November 12, 2012, the parties filed a Joint Notice of Settlement of Case and Request to Vacate Supplemental Class Certification Briefing, along with a proposed order.

2. On November 14, 2012, the Court entered the proposed order filed by the parties, and ordered that a Motion for Preliminary Approval of the class action settlement be filed within 30 days, *i.e.*, on or before December 14, 2012, and that the parties attend a case management conference on January 11, 2013.

3. Since the Court's November 14, 2012 order, the parties have exchanged drafts of a formal settlement agreement, and have met and conferred on the few outstanding details to be resolved.

4. The parties need further time to finalize the settlement agreement, obtain full client approval, prepare all exhibits to the agreement, and prepare the motion for preliminary settlement approval.

5. The parties will have difficulty meeting the December 14, 2012 deadline to file the motion for preliminary settlement approval. Lead counsel for Defendant Wells Fargo Bank and one of Plaintiffs' lead counsel both have several depositions in other matters scheduled between today and the December 14, 2012 deadline. Another of Plaintiffs' lead counsel has a bench trial in another matter scheduled for the week of December 10, 2012.

STIPULATION

THEREFORE, the parties stipulate and request that the Court order as follows:

1. The due date for the motion for preliminary settlement approval is continued from December 14, 2012, for a period of 30 days to January 14, 2013.

2. The parties shall attend a case management conference on January 18, 2013, at 1:30 PM.

3. This stipulation is without prejudice to the rights, claims, defenses and arguments of all parties.

DATED: December 4, 2012

SEVERSON & WERSON

By: /s/ Michael J. Steiner
Michael J. Steiner

Attorneys for Defendant WELLS FARGO BANK, N.A.

DATED: December 4, 2012

LAW OFFICES OF PETER FREDMAN
LAW OFFICES OF DAVID PIVOTRAK

By: /s/ Peter B. Fredman
Peter B. Fredman

Attorneys for Plaintiffs GUSTAVO REYES and
MARIA TERESA GUERRERO

I, Michael J. Steiner, am the ECF user whose identification and password are being used to file this Stipulation. I hereby attest that Peter B. Fredman has concurred in this filing.

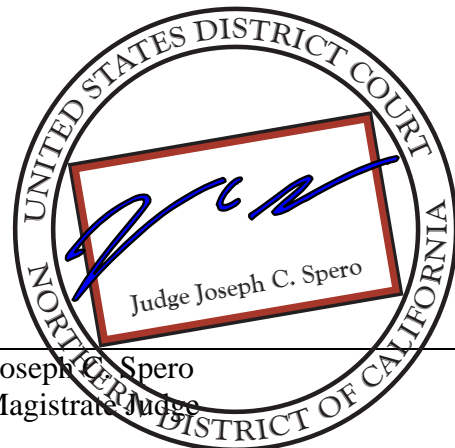
/s/ Michael J. Steiner

ORDER

PURSUANT TO THE ABOVE STIPULATION,

IT IS SO ORDERED.

DATED: December 5, 2012



Hon. Joseph C. Spero
U.S. Magistrate Judge